

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

BENSLEY CONSTRUCTION, INC., on its own
behalf and on behalf of all others similarly
situated,,

Plaintiffs

V.

MARSH & MCLENNAN COMPANIES, INC.,
MARSH, INC., ACE USA, ACE INA,
AMERICAN INTERNATIONAL GROUP,
AMERICAN REINSURANCE COMPANY,
ARTHUR J. GALLAGHER & CO., HILB
ROGAL & HOBBS COMPANY, WILLIS
GROUP HOLDINGS, LTD., WILLIS NORTH
AMERICA, INC., WILLIS GROUP, LTD.,
UNIVERSAL LIFE RESOURCES, UNIVERSAL
LIFE RESOURCES, INC. (d/b/a ULR
INSURANCE SERVICES, INC.), THE CHUBB
CORPORATION, USI HOLDINGS, INC.,
METLIFE, INC., PRUDENTIAL FINANCIAL,
INC., UNUMPROVIDENT CORPORATION,
THE ST. PAUL TRAVELERS COMPANIES,
INC., ZURICH AMERICAN INSURANCE
COMPANY, LIBERTY MUTUAL GROUP INC.,
LIBERTY MUTUAL INSURANCE COMPANY,
LIBERTY MUTUAL FIRE INSURANCE
COMPANY, EMPLOYERS INSURANCE
COMPANY OF WAUSAU and ST. JAMES
INSURANCE COMPANY LTD.,,

Defendants

CIVIL ACTION NO. 05-11249-GAO

NOTICE OF APPEARANCE

Please note the appearance of Kristina H. Allaire on behalf of the defendant,
UnumProvident Corporation, in the above-entitled case.

UNUMPROVIDENT CORPORATION

By its attorneys,

/s/ Kristina H. Allaire

Joseph M. Hamilton, BBO #546394
 Kristina H. Allaire, BBO #646001
 Mirick, O'Connell, DeMallie & Lougee, LLP
 100 Front Street
 Worcester, MA 01608-1477
 Phone: (508) 791-8500
 Fax: (508) 791-8502

Dated: July 1, 2005

CERTIFICATE OF SERVICE

I, Kristina H. Allaire, hereby certify that I have this day served a copy of the foregoing document, by mailing a copy, first class mail, postage prepaid, to

| | |
|--|--|
| Kenneth G. Gilman Gilman and Pastor, LLP 60 State Street, 37 th Floor Boston, MA 02109 | Laura Besvinick Hogan & Harston Mellon Financial Center 1111 Brickell Avenue, Suite 1900 Miami, FL 33131 |
| Ian Crawford Todd & Weld, LLP 28 State Street, 31 st Floor Boston, MA 02109 | John A.D. Gilmore Piper Rudnick, LLP One International Place, 21 st Floor 100 Oliver Street Boston, MA 02110-2600 |
| Robert H. Pees Vadim Sarma Akin, Gump Strauss Hauer & Feld, LLP 590 Madison Avenue New York, NY 10022-2524 | Daniel B. Winslow Patricia R. Rich Duane Morris, LLP 470 Atlantic Avenue, Suite 500 Boston, MA 02210 |
| Daniel S. Savrin Joshua Vitullo Bingham McCutchen, LLP 150 State Street Boston, MA 02110 | Philip T. Newbury Mark J. Claflin Howd & Ludorf, LLC 65 Wethersfield Ave. Hartford, CT 06114 |
| H. Lee Godfrey Neal S. Manne Johnny W. Carter Jeffrey R. Seely Susman, Godfrey, LLP 1000 Louisiana St., Ste 5100 Houston, TX 77002 | John F. Collins Molly Lehr Dewey, Ballantini, LLP 1301 Avenue of the Americas New York, NY 10019 |

| | |
|---|--|
| Ingrid Hlawaty Edwin Larkin Lina M. Viviano 200 Park Avenue New York, NY 10166-4193 | Terry M. Grimm Stephen C. Schulte Winston & Strawn, LLP 35 West Wacker Drive Chicago, IL 60601 |
| Bruce W. Edmands Eckert, Seamans, Cherin & Mellott, LLC One International Place Boston, MA 02110 | Juliane Balliro Perkins, Smith & Cohen, LLP One Beacon Street, 30 th Floor Boston, MA 02108-3106 |
| James V. Masella, III Sullivan & Cromwell, LLP 125 Broad Street New York, NY 10004-2498 | David Gabianelli Ray L. Wong Ned M. Gelhaar Hancock, Rothert and Bunshoft, LLP Four Embarcadero Center St., 300 San Francisco, CA 94111 |
| Barry Y. Weiner Maureen Mulligan Ruberto, Israel & Weiner, P.C. 100 North Washington Street Boston, MA 02114 | John R. Middleton, Jr. Lowenstein Sandler, P.C. 65 Livingston Avenue Roseland, NJ 07068 |
| Paul C. Curnin Michael J. Garvey David H. LaRocca Simpson, Thacher & Bartlett, LLP 425 Lexington Avenue New York, NY 10017 | Brien T. O'Connor Timothy J. Casey Ropes & Gray, LLP One International Place Boston, MA 02110 |
| Robert A. Kaplan Paul, Weiss, Rifkind, Wharton & Garrison 1285 Avenue of the Americas New York, NY 10019-6064 | Paula M. Bagger Cooke, Clancy & Gruenthal 150 Federal Street Boston, MA 02110 |
| Ralph T. LePore, III James M. Tierney Holland & Knight 10 St. James Avenue Boston, MA 02116 | |

/s/ Kristina H. Allaire

Kristina H. Allaire

Dated: July 1, 2005